IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL REVN.APPLN.NO.154 OF 2007

Shri.Mangilal Ghasiram Patidar ..Applicant

Vs.

State of Maharashtra & Ors. ..Respondents

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Mr.J.M.Puranik advocate for applicant
Mr.K.V.Saste A.P.P. for the State

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : APRIL 17, 2007

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant is the original complainant in F.I.R. 44 of 2005 of Samatnagar Police Station. The said case is pending before the learned Additional Sessions Judge Gr.Mumbai and it is numbered as Sessions Case No. 238 of 2005. In the said case, the charge was framed against the accused persons under Section 498A, 306 and 406 of IPC. According to the complainant, the charge also ought to have been framed under section 304-B of

IPC. However, the charge was not framed against the accused persons under section 304-B of IPC. In view of the submission made by the learned advocate for the applicant, the applicant is granted liberty to prefer an application before the trial Court for addition of charge under Section 304-B of iPC. The learned Sessions Judge shall after hearing necessary parties especially the accused persons, decide the said application in accordance with law.

3. Application is disposed of.

[Smt.V.K.Tahilramani, J.]